

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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CLAY MERRITT BURGON,

Case No. 2:14-cv-01128-RFB-CWH

**Petitioner,**

V.

## ORDER

BRIAN WILLIAMS, SR., *et al.*,

## Respondents.

16 In this habeas corpus case, after two 60-day extensions of time, the respondents  
17 were due, on September 18, 2018, to file their answer, responding to the remaining claims  
18 in the habeas petition. See Order entered March 19, 2018 (ECF No. 58); Order entered  
19 May 22, 2018 (ECF No. 60); Order entered July 20, 2018 (ECF No. 62).

20 On September 18, 2018, respondents filed a motion for an extension of time (ECF  
21 No. 63), requesting a further 45-day extension of time, to November 2, 2018, for their  
22 answer. Respondents' counsel states that the extension of time is necessary because of  
23 her obligations in other cases, time away from her work, and staffing shortages at the  
24 office of the attorney general. The petitioner does not oppose the motion for extension of  
25 time. The Court finds that respondents' motion for extension of time is made in good faith  
26 and not solely for the purpose of delay, and that there is good cause for the extension of  
27 time requested.

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1           The Court will grant this motion for extension of time. However, in light of the  
2 amount of time that the respondents have had to file their answer, the Court will not look  
3 favorably upon any motion to further extend this deadline.

4           **IT IS THEREFORE ORDERED** that respondents' Motion for Extension of Time  
5 (ECF No. 63) is **GRANTED**. Respondents will have until **November 2, 2018**, to file their  
6 answer.

7           **IT IS FURTHER ORDERED** that, in all other respects, the schedule for further  
8 proceedings set forth in the order entered May 15, 2017 (ECF No. 42) will remain in effect.

9           **IT IS FURTHER ORDERED** that, pursuant to Federal Rule of Civil Procedure  
10 25(d), the Clerk of the Court shall substitute Brian Williams, Sr., for D.W. Nevens, on the  
11 docket for this case, as the respondent warden.

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13           DATED this 18th day of September 2018.

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17           RICHARD F. BOULWARE, II  
18           UNITED STATES DISTRICT JUDGE  
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